

Dated: December 8, 1989.

Douglas D. Campt,
Director, Office of Pesticide Programs.
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ENVIRONMENTAL PROTECTION AGENCY

(FRL-3698-6)

De Minimis Settlement and Request for Public Comment; Department of the Air Force

AGENCY: United States Environmental Protection Agency.

ACTION: Notice of de minimis settlement and request for public comment.

SUMMARY: The U.S. Environmental Protection Agency ("U.S. EPA") is proposing to enter into a de minimis settlement with the U.S. Department of Air Force ("USAF") under section 122(g) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. 9622(g). This proposed settlement is intended to resolve the liability under CERCLA of USAF as a de minimis party for response costs incurred and to be incurred at the Colbert Landfill in Spokane County, Washington.

DATES: Comments must be provided on or before January 19, 1990.

ADDRESS: Comments should be addressed to Cynthia Mackey, Office of Regional Counsel, U.S. Environmental Protection Agency, Region 10, 1200 Sixth Avenue, SO-125, Seattle, WA., 98101, and should refer to Colbert Landfill, Spokane County, WA.

FOR FURTHER INFORMATION CONTACT: Cynthia Mackey, U.S. Environmental Protection Agency, Office of Regional Counsel, 1200 Sixth Avenue, SO-125, Seattle, WA., 98101, (206) 442-1777.

SUPPLEMENTARY INFORMATION: In accordance with section 12(i)(1) of CERCLA, notice is hereby given of a proposed administrative settlement concerning the Colbert Landfill in Spokane County, Washington. Subject to review by the public pursuant to this Notice, the agreement has been approved by the U.S. Department of Justice and USAF. U.S. EPA is entering into this agreement under the authority of section 122(g) and section 107 of CERCLA. Section 1222(g) authorizes early settlements with de minimis parties to allow them to resolve their liabilities at Superfund sites without incurring substantial transaction costs. Under this authority, the agreement proposes to settle with USAF. The

amount contributed by USAF does not exceed ten percent (10%) by volume of the known hazardous substances at the site (and represents a much smaller percentage of the probable unrecorded site waste). Further, the toxic or other hazardous substances contributed by USAF do not contribute disproportionately to the cumulative toxic or other hazardous effects of the hazardous substances at the site.

Pursuant to the agreement, USAF has agreed to pay one million four hundred fifty thousand dollars (\$1,450,000.00). This payment represents a minor portion of the total estimated response costs at this site of approximately fourteen million dollars (\$14,000,000.00). U.S. EPA has identified other potentially responsible parties who may be held responsible for some of these costs. In exchange for this settlement payment and subject to an express reservation of rights, U.S. EPA will enter a covenant not to sue for further civil liability for reimbursement of response costs or for injunctive relief pursuant to sections 106 or 107(a) of CERCLA, 42 U.S.C. 9606 or 9607(a), or section 7003 of the Resource conservation and Recovery Act, as amended, 42 U.S.C. 6973, with regard to the Colbert site. Pursuant to CERCLA 122(g)(5), 42 U.S.C. 9622(g)(5) and subject to an express reservation of rights, USAF will not be liable for claims for contribution for Covered Matters by any other person.

U.S. EPA will receive written comments relating to this agreement for thirty (30) days from the date of publication of this notice.

A copy of the proposed administrative settlement agreement may be obtained in person or by mail from U.S. EPA Region 10, Office of Regional Counsel, 1200 Sixth Avenue, Seattle, Washington, 98101. Additional background information relating to the settlement is available for review at U.S. EPA Region 10, Office of Regional Counsel.

Charles Findley,

Acting Regional Administrator

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FEDERAL COMMUNICATIONS COMMISSION

Privacy Act of 1974; Systems of Records

AGENCY: Federal Communications Commission (FCC).

ACTION: Notices of two proposed new systems of records and an altered system of records.

SUMMARY: This notice meets the requirements of the Privacy Act of 1974 regarding the publication of an agency's notice of systems of records. It documents minor changes to an existing system and proposes to establish two new systems of records. Also, the document republishes for reference certain blanket routine uses which may be made of the information in selected systems of records.

DATES: Written comments on the proposed changes should be received on or before January 19, 1990. All proposals shall be effective after this date unless FCC receives comments that would require a contrary determination. As required by 5 U.S.C. 552a(o) of the Privacy Act, the FCC submitted reports to the Congress and to the Office of Management and Budget (OMB). The system of records will become effective on or before February 20, 1990.

ADDRESSES: Comments should be mailed to Terry D. Johnson, Privacy Act Officer, Information Resources Branch, Room 416, Federal Communications Commission, 1919 M Street NW., Washington, DC 20554. Written comments will be available for inspection at the above address between 9:00 a.m. and 4:00 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT: Terry D. Johnson, Privacy Act Officer, Information Resources Branch, Room 416, Federal Communications Commission, 1919 M Street NW., Washington, DC 20554, (202) 634-1535.

SUPPLEMENTARY INFORMATION: As required by the Privacy Act of 1974, 5 U.S.C. 552a(e)(4), this document sets forth notice of the existence and character of the systems of records maintained by the FCC. The agency previously gave complete notice of its systems of records by publication in the Federal Register on September 2, 1988, 53 FR 34149. The Commission altered its system of records to reflect minor changes in its inventory of systems of records (54 FR 18592), May 1, 1989. This notice is a summary of more detailed information which may be viewed at the location and hours given in the "ADDRESSES" section above.

Prefatory Statement

Altered Systems of Records:

A system of records is being revised. As required by the Privacy Act and OMB Circular No. A-130, an Altered System Report for this system has been submitted to the Office of Management and Budget, the President of the Senate, and the Speaker of the House for the

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